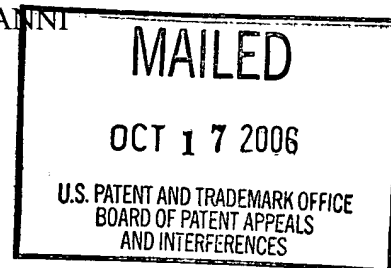


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: MICHAEL A. KAPIN, DAVID P. BINGAMAN,
DANIEL A. GAMACHE, GUSTAV GRAFF and JOHN M. YAMINI

Application No. 09/929,381



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on October 6, 2006. A review of the application has revealed that the application is not ready for review and consideration. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

INFORMATION DISCLOSURE STATEMENT

Appellant filed an Information Disclosure Statement (IDS) dated November 7, 2005. There is no indication on the record that the above Information Disclosure Statement was considered by the examiner. A written communication notifying appellant of the Examiner's consideration is required.

Application No. 09/929,381

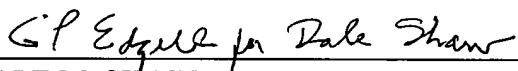
CONCLUSION

Accordingly, it is

ORDERED that the application is returned to the examiner for:

- 1) consideration and proper written response to the identified Information Disclosure Statement dated November 7, 2005, is required; and
- 2) to notify appellants of such consideration.

BOARD OF PATENT APPEALS
AND INTERFERENCES



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DMS/dpv

Application No. 09/929,381

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